

JACOB VIGLIANTE

CONFIDENTIAL

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

EXHIBIT 12

ANGELA RUSSELL, AS ADMINISTRATRIX
OF THE ESTATE OF JEREMY T. RUSSELL
AND ON BEHALF OF THE WRONGFUL DEATH
BENEFICIARIES OF JEREMY T. RUSSELL PLAINTIFF

VS. CASE NO. 3:22-cv-294-HTW-LGI
MANAGEMENT & TRAINING CORPORATION;
MICHAEL MCCLINTON; ASHLEY RAY;
MARCUS ROBINSON; ROXIE WALLACE;
JACOB VIGLIANTE; JOHN AND JANE DOE
CORRECTIONAL OFFICERS;
VITALCORE HEALTH STRATEGIES, LLC;
EVELYN DUNN; STACEY KITCHENS;
WILLIAM BRAZIER; and
JOHN AND JANE DOE MEDICAL PROVIDERS DEFENDANTS

DEPOSITION OF JACOB VIGLIANTE

taken on Wednesday, January 11, 2023,
commencing at approximately 2:36 P.M.
at East Mississippi Correctional Facility
10641 Highway 80 West
Meridian, Mississippi

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1 MR. GARNER: Object to the form.

2 BY MR. BRAGG:

3 Q. Let's make this a little more specific. In
4 October of 2021, Jeremy was in camp support; correct?

5 A. Yes.

6 Q. He had been in suicide watch, but on the 7th,
7 he was in camp support?

8 A. Yes.

9 Q. He did not have a suicide smock when he was in
10 camp support; is that right?

11 A. To my knowledge, yes. I wasn't there that
12 day, but on the 7th, I was in --

13 Q. And, to your knowledge, he didn't have a
14 suicide blanket; is that correct?

15 A. Yes. To my knowledge, yes.

16 Q. Could he have been given those things, even
17 though he wasn't in suicide watch, even though he was
18 in camp support?

19 A. Only if medical determined that he needed to
20 be on the suicide watch, and he would have been placed
21 in the medical department.

22 Q. Okay. He would not have been in camp support?

23 A. If he was on any type of suicide watch by
24 VitalCore, he would have been -- on an acute suicide
25 watch, he would have been in medical, which is a one

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1 BY MR. BRAGG:

2 Q. -- Exhibit 2. And do you recognize that
3 document?

4 A. Yes.

5 Q. I'm just going to come over here and look at
6 it with you, if you don't mind.

7 You see the control room there? It's got a "C" on
8 that from Major McClinton. You see that?

9 A. Uh-huh.

10 Q. And so this document, is it a diagram of the
11 camp support housing area?

12 A. Yes.

13 Q. And then do you agree that where Major
14 McClinton marked the "C" is the control room?

15 A. Yes.

16 Q. Can you hear what's going in the camp support
17 area from the control room?

18 A. Any dayroom activity, yes.

19 Q. Any what?

20 A. Dayroom activity.

21 Q. Okay. Any dayroom activity.

22 A. Uh-huh.

23 Q. And the dayroom - I should have been using
24 that word all along - that just refers to what I'm
25 calling the --

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1 A. Common area.

2 Q. -- camp support area. The common area.

3 Could you hear what was going on in cells?

4 A. Not necessarily all the time.

5 Q. In between the housing control and any of the
6 cells, is there any sound barrier?

7 A. Well, you have -- you know, you have your
8 windows and your walls and stuff in there, so,
9 obviously, yes.

10 Q. So those are windowed and walled off?

11 A. Yeah. You have -- you know, you're sitting
12 down, and it's cemented off here. And then you have,
13 what, probably a window the size of maybe that picket
14 -- I mean, that TV throughout the front.

15 Q. Okay. So there is a barrier.

16 If an inmate were on suicide watch, there would
17 always be an officer who could hear everything that
18 was happening with the inmate?

19 A. If it's on the acute and one-on-one, yeah, you
20 would have a person sitting in front of them at all
21 times.

22 Q. What about non-acute?

23 A. You would just have -- you would be in
24 medical, which is limited property, but you would
25 still be in the medical department.

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1 Q. Okay. Do you recall the last conversation
2 that you had with him before he died?

3 A. No, not anything specific, anything like that,
4 no.

5 Q. Do you recall when it was in relation to when
6 he died? It wasn't the day of.

7 A. No, it wasn't the day of. I was not here; I
8 was not present. I just -- I know just checking on
9 him because me and the mother had conversation. So I
10 can't give you the exact date or the time frame, but I
11 was kind of just checking on him because I know the
12 mother was nervous about him.

13 Conversations - "Are you okay?"

14 "Yeah, I'm fine."

15 "Do you need to talk about anything?"

16 "No, I'm okay. I'm good."

17 "Okay. I'm kind of just checking on you. You
18 know, talking to your mom. I'm just making sure
19 you're okay."

20 "Okay, sir."

21 And that was it, and I would kind of relay the
22 message back to the mom. But I couldn't really tell
23 you dates, sir.

24 Q. I understand.

25 (Exhibit 27 marked for identification.)

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1 A. Yes, sir, that's what it is.

2 Q. And that's when you responded and explained
3 where he was and that you had spoken to her several
4 times?

5 A. That's correct.

6 Q. After you received this e-mail from Ronald
7 King, did you go check on Jeremy Russell again?

8 A. I do not recall.

9 Q. Okay. Do you know if anyone did?

10 A. No, I don't recall.

11 Q. What about after you sent this e-mail to
12 Mr. King? Did you go check on Jeremy Russell?

13 A. I do not recall.

14 Q. So at that point, October 6th was the day
15 before he passed away.

16 A. Uh-huh.

17 Q. And you said that you had spoken to Angela
18 several times for over a week?

19 A. Yeah, it was about a week. I remember --

20 Q. Several times a day for over a week.

21 A. It was a couple of times, uh-huh.

22 Q. So she was calling quite frequently.

23 A. She called me a few times, uh-huh.

24 Q. And she was very worried?

25 A. She was -- I didn't ever talk to her in a

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1 panic stage, but, obviously, she was concerned. I
2 never sensed panic when she spoke to me.

3 Q. Would you agree that she is a very logical
4 person?

5 A. I don't know her.

6 MR. GARNER: Object to the form.

7 BY MR. BRAGG:

8 Q. Could you perceive that -- Okay. But she was
9 concerned?

10 A. She expressed concern, yes.

11 Q. What concerns do you remember, and I want to
12 know every concern that you can say that she expressed
13 to you?

14 A. About medications. She was very -- she did
15 not want to believe that her son was -- had substance
16 abuse problems.

17 Q. So did you tell her that he was having
18 substance abuse?

19 A. I had told her that it was under the medical
20 VitalCore stuff that he had substance-abuse issues as
21 well. That he came here -- came to us under some
22 substance-abuse issues with drug use. But it was kind
23 of just really about medication and just that her --

24 Q. What medication? Do you recall?

25 A. I think it was Haldol. I think it was

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1 something about Haldol. So I had followed up with
2 HSA, and just telling them, "Hey, this is, you know,
3 what's going on."

4 "Well, he's on the right meds. We got him on the
5 correct medication now. He's compliant with the meds,
6 and he seems to be doing better, and we are going to
7 release him" --

8 Q. So she said that he didn't need to be on
9 Haldol. Angela told you that he didn't need to be on
10 Haldol?

11 A. She had concerns about him being on Haldol. I
12 know it was concerns. The exact wording -- it was
13 just concerned about being Haldol. "He's not supposed
14 to be taking Haldol," something to that effect. The
15 exact verbiage, but she was concerned about the Haldol
16 medication.

17 Q. And what did you do with that information?

18 A. I went to the HSA at the time, which was
19 Mr. Gibson.

20 Q. Mr. Gibson.

21 A. Yes. And I go, "Hey, this is what the mom is
22 relaying." You know, just, "I don't know if you have
23 it in your notes or whatnot, but maybe it's something
24 worth following up on."

25 Q. And what did he say?

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1 A. He says that, "He is on the right medications
2 now, that he's improving," and they were probably
3 going to be releasing him off from the suicide watch
4 or mental health hold, one of the two. But I refer
5 that --

6 Q. Did he say whether the right medications were
7 Haldol? Did he indicate that Jeremy was no longer on
8 Haldol?

9 A. No, not that I can remember. I just remember
10 him saying that, "We got him on the right medications.
11 He's doing better, and his state is improving."

12 Q. And did you relay that information to Angela?

13 A. Yes.

14 Q. So you told Angela that he was on the right
15 medications?

16 A. Yes, I do -- yes, yes. I want to say, yes.
17 Yeah, I talked to her on the phone. Yes.

18 Q. Did she seem relieved when she heard he was on
19 the right medications?

20 A. I believe so, sir. I think that -- if I can
21 recall, I think that she was just -- I think that she
22 was glad that somebody was checking up on her son, you
23 know.

24 Q. Right. But based on your conversation with
25 her -- Well, based on your conversation with

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1 at MTC was aware that Jeremy Russell had made suicidal
2 threats; is that right?

3 A. Yes.

4 Q. And so did you and Angela talk about suicide
5 as being a specific concern when you spoke to her?

6 A. Who's Angela?

7 MR. GARNER: Russell.

8 BY MR. BRAGG:

9 Q. Angela, Jeremy's mother.

10 A. Oh. Okay, repeat the question.

11 Q. Did you and Angela Russell ever talk about
12 suicidal threats or suicidal ideations?

13 A. Oh, man, I just -- it's a possibility. Like I
14 said, a lot of my conversation was concerns and things
15 of that nature. I don't remember -- I don't remember
16 if we discussed direct like, "Hey, he wants to hang
17 himself."

18 Q. But you knew that he had some suicidal --

19 A. I know he was -- based on him coming in and
20 being under suicide watch, yes.

21 MR. BRAGG: Okay. I think that's all I have.

22 MR. GARNER: Mike, are you there?

23 MR. CHASE: Can you hear me now?

24 MR. GARNER: Yes.

25 MR. CHASE: Yeah, I've been trying to make